IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7152 OF 2002

Anadji Daya Rathod .. Petitioner

Versus

Naresh Nanu Mhatre & Ors. .. Respondents

Mr.N.D.Angal for petitioner

Mr.Gauri Godse for respondent Nos. 1 to 4.

CORAM : S.C.DHARMADHIKARI, J.

DATE : DECEMBER 16, 2004.

P.C.

. Petition impugns an order passed by the lower appellate court allowing civil Appeal No. 1 of 2002 and vacating an interim injunction

granted by trial court in regular civil suit No.340 of 2000. The present petition was instituted on 27th November 2002 and this court directed issuance of notice to respondents. Notice was made returnable on 17th February 2003. However, the matter has not reached thereafter.

2. Since, the order of the lower appellate court impugned in the present petition, is in an appeal challenging a Interlocutory order, Interest of justice would be served if the hearing of regular civil suit No.340 of 2000 is expedited and it is directed that it be disposed of by 31st August 2005. The Civil Judge, Junior Division is directed accordingly. Petition is accordingly disposed of. All contentions on merits of both sides are expressly kept open. C.C. expedited. Office to issue writ forthwith.

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